

# ADVISORY COUNCIL EXECUTIVE COMMITTEE

#### **COMMITTEE MEMBERS**

BRIAN ZAMORA, CHAIRPERSON ELINOR BLAKE FRED GLUECK STAN HAYES JOHN HOLTZCLAW, PH.D. KRAIG KURUCZ VICTOR TORREANO

WEDNESDAY MARCH 9, 2005 9:00 A.M.

**ROOM 716** 

#### **AGENDA**

- 1. Call to Order Roll Call
- 2. Public Comment Period

Public Comment on Non-Agenda Items, Pursuant to Government Code Section 54954.3. The public has the opportunity to speak on any agenda item. All agendas for Advisory Council Committee meetings are posted at the District, 939 Ellis Street, San Francisco, at least 72 hours before a meeting. At the beginning of the meeting, an opportunity is also provided for the public to speak on any subject within the Committee's purview. Speakers are limited to five minutes each.

- 3. Approval of Minutes of November 10, 2004
- 4. Update of Advisory Council By-Laws

The Committee will discuss draft revisions to the Advisory Council's By-Laws.

5. Review of Advisory Council Budget

Discussion of Advisory Council budget for fiscal year 2005/2006.

#### 6. Discussion on Conflict-of-Interest

The Committee will discuss areas of potential conflict of interest as members of the Advisory Council.

#### 7. Work Plan Review with Committee Chairs

The Committee will discuss work plan progress and areas of possible joint committee work.

#### 8. Committee Member Comments/Other Business

Committee or staff members on their own initiative, or in response to questions posed by the public, may: ask a question for clarification, make a brief announcement or report on their own activities, provide a reference to staff about factual information, request staff to report back at a subsequent meeting concerning any matter or take action to direct staff to place a matter of business on a future agenda.

#### 9. Time and Place of Next Meeting

9:00 a.m., Wednesday, May 11, 2005, 939 Ellis Street, San Francisco, CA 94109.

#### 10. Adjournment

BZ:jc

#### CONTACT CLERK OF THE BOARDS - 939 ELLIS STREET SF, CA 94109

(415) 749-4965 FAX: (415) 928-8560 BAAQMD homepage: www.baaqmd.gov

- To submit written comments on an agenda item in advance of the meeting.
- To request, in advance of the meeting, to be placed on the list to testify on an agenda item.
- To request special accommodations for those persons with disabilities notification to the Clerk's Office should be given in a timely manner so that arrangements can be made accordingly.

# BAY AREA AIR QUALITY MANAGEMENT DISTRICT 939 Ellis Street, San Francisco, California 94109 (415) 771-6000

#### CLERK OF THE BOARDS OFFICE: MONTHLY CALENDAR OF DISTRICT MEETINGS

## **MARCH 2005**

TYPE OF MEETING	<u>DAY</u>	<b>DATE</b>	TIME	ROOM
<b>Board of Directors Regular Meeting</b> (Meets 1 <sup>st</sup> & 3 <sup>rd</sup> Wednesday of each Month) - <b>CANCELLED</b>	Wednesday	2	9:45 a.m.	Board Room
<b>Board of Directors Budget &amp; Finance</b> <b>Committee</b> (Meets 4 <sup>th</sup> Wednesday each Month)	Wednesday	2	9:45 a.m.	4 <sup>th</sup> Floor Conf. Room
Advisory Council Air Quality Planning Committee Meeting - CANCELLED	Tuesday	8	9:30 a.m.	Room 716
Advisory Council Executive Committee	Wednesday	9	9:00 a.m.	Room 716
Advisory Council Regular Meeting	Wednesday	9	10:00 a.m.	Board Room
Board of Directors Mobile Source Committee (Meets 2 <sup>nd</sup> Thursday each Month) - CANCELLED	Thursday	10	9:30 a.m.	4 <sup>th</sup> Floor Conf. Room
Board of Directors Public Outreach Committee (Meets 2nd Monday every other Month) - RESCHEDULED TO 3/21/05	Monday	14	9:45 a.m.	4th Floor Conf. Room
<b>Board of Directors Regular Meeting</b> (Meets 1st & 3rd Wednesday of each Month)	Wednesday	16	9:45 a.m.	Board Room
Board of Directors Public Outreach Committee (Meets 2nd Monday every other Month)	Monday	21	9:30 a.m.	4th Floor Conf. Room
<b>Board of Directors Budget &amp; Finance</b> <b>Committee</b> (Meets 4th Wednesday each Month)	Wednesday	23	9:45 a.m.	4th Floor Conf. Room
Joint Policy Committee	Friday	25	10:00 a.m. – Noon	MetroCenter Auditorium 101 8 <sup>th</sup> Street Oakland, CA 94607
<b>Board of Directors Stationary Source</b> <b>Committee</b> (Meets 4 <sup>th</sup> Monday every other Month)	Monday	28	9:30 a.m.	Board Room
<b>Board of Directors Executive Committee</b> (Meets 5 <sup>th</sup> Wednesday of Months that have 5 Wednesdays)	Wednesday	30	9:30 a.m.	4 <sup>th</sup> Floor Conf. Room

#### **APRIL 2005**

TYPE OF MEETING	<u>DAY</u>	<b>DATE</b>	TIME	ROOM
<b>Board of Directors Regular Meeting</b> (Meets 1 <sup>st</sup> & 3 <sup>rd</sup> Wednesday of each Month)	Wednesday	6	9:45 a.m.	Board Room
Advisory Council Joint Air Quality Planning & Technical Committees	Wednesday	13	9:30 a.m.	Board Room
<b>Board of Directors Mobile Source Committee</b> (Meets 2 <sup>nd</sup> Thursday each Month)	Thursday	14	9:30 a.m.	4 <sup>th</sup> Floor Conf. Room
Joint Policy Committee	Friday	15	10:00 a.m. – Noon	MetroCenter Auditorium 101 8 <sup>th</sup> Street Oakland, CA 94607
Advisory Council Public Health Committee	Monday	18	1:30 p.m.	Room 716
<b>Board of Directors Regular Meeting</b> (Meets 1 <sup>st</sup> & 3 <sup>rd</sup> Wednesday of each Month)	Wednesday	20	9:45 a.m.	Board Room
Board of Directors Budget & Finance Committee (Meets 4th Wednesday each Month)	Wednesday	27	9:45 a.m.	4 <sup>th</sup> Floor Conf. Room

### **MAY 2005**

TYPE OF MEETING	<u>DAY</u>	<b>DATE</b>	<u>TIME</u>	<u>ROOM</u>
<b>Board of Directors Regular Meeting</b> (Meets 1 <sup>st</sup> & 3 <sup>rd</sup> Wednesday of each Month)	Wednesday	4	9:45 a.m.	Board Room
Advisory Council Executive Committee	Wednesday	11	9:00 a.m.	<b>Room 716</b>
Advisory Council Regular Meeting	Wednesday	11	10:00 a.m.	Board Room
<b>Board of Directors Mobile Source Committee</b> (Meets 2 <sup>nd</sup> Thursday each Month)	Thursday	12	9:30 a.m.	4 <sup>th</sup> Floor Conf. Room
Board of Directors Public Outreach Committee (Meets 2nd Monday every other Month)	Monday	16	9:30 a.m.	4th Floor Conf. Room
<b>Board of Directors Regular Meeting</b> (Meets 1 <sup>st</sup> & 3 <sup>rd</sup> Wednesday of each Month)	Wednesday	18	9:45 a.m.	Board Room
Board of Directors Stationary Source Committee (Meets 4th Monday every other Month)	Monday	23	9:30 a.m.	Board Room
<b>Board of Directors Budget &amp; Finance</b> <b>Committee</b> (Meets 4th Wednesday each Month)	Wednesday	25	9:45 a.m.	4 <sup>th</sup> Floor Conf. Room
Joint Policy Committee	Friday	27	10:00 a.m. – Noon	MetroCenter Auditorium 101 8 <sup>th</sup> Street Oakland, CA 94607

MR:hl 2/25/05 (1:45) p.m. P/Library/Calendar/Moncal

#### AGENDA NO. 3

Bay Area Air Quality Management District 939 Ellis Street San Francisco, California 94109

#### **DRAFT MINUTES**

Advisory Council Executive Committee Meeting 9:00 a.m., Wednesday, November 10, 2004

- 1. Call to Order Roll Call. 9:10 a.m. Quorum Present: Elinor Blake, Chairperson, Louise Bedsworth, Ph.D., Harold Brazil, Kraig Kurucz, Linda Weiner, Brian Zamora. <u>Absent</u>: William Hanna.
- **2. Public Comment Period.** There were none.
- **3. Approval of Minutes of September 8, 2004.** Mr. Zamora moved approval of the minutes as submitted; seconded by Mr. Kurucz; carried unanimously.
- 4. Standing Committee Chair Reports on Committee Work Plans. Mr. Brazil reported that the Air Quality Planning Committee (AQPC), jointly with the Technical Committee, devoted the majority of the year to reviewing the District's Ozone Control Strategy (OCS), and the Committees have completed their review of it. On October 12, 2004 the Committees met jointly to receive and discuss guest speaker presentations on alternative fuels and alternative vehicle technologies. This issue will be continued into 2005 for further Committee review. Today, the full Council will receive an update on Smog Check II, which the AQPC reviewed during 2002 and 2003. Chairperson Blake noted that the Committee may wish to continue into 2005 a topic adopted at the 2004 Retreat regarding smart growth, transit modes and regional shifts in transportation planning. Mr. Kurucz observed that this issue is related to the Ozone Control Strategy Transportation Control Measure No. 15, which the Committee will review next year.

Ms. Weiner stated that the Public Health Committee met on October 25, 2004 and reviewed the staff referral on whether the type of fence line optical remote monitoring now in operation at the ConocoPhillips Refinery in Rodeo should be applied to other refineries in the Bay Area in order to provide real-time information to refinery neighbors. While the Committee did not find any correlation between the real-time fence line monitoring data and accidental releases, it did hear testimony from citizens in Rodeo and Crockett expressing satisfaction with having access to the fence line data. Today the Committee is presenting seven recommendations for the Council to consider on real-time refinery emission data from other types of refinery monitors. District staff considers these recommendations to be feasible. Chairperson Blake added that posting of the fence line monitoring data on the Contra Costa County Health Department website has been delayed, but the process is still moving forward.

Ms. Blake noted that of the 14 topics that the Council selected for review at the January 2004 retreat, all but three have been completed and these were longer-range items that can be considered for inclusion again at the 2005 retreat. They include communities disproportionately impacted by air pollution and construction site emissions, emergency response and homeland security, and the impact of daylight savings time and peak ozone.

- **5. Discussion of a Year-End Review of Council Activities.** Chairperson Blake stated that in a recent member survey on the Council's role and effectiveness, about half of the Council responded and responses were overwhelmingly positive and useful suggestions were made. Detailed survey results will be forwarded to the incoming Council Chair for consideration next year.
- 6. Discussion and Adoption of Recommendation of a Slate of Officers for 2005. Chairperson Blake stated the Council's tradition is to recommend that the Vice-Chair be elected to the position of Chair; the Secretary to the position of Vice-Chair; and a new Secretary be chosen from among the Council membership. She moved the nomination of the following slate of officers for 2005: Mr. Zamora for Council Chair; Mr. Kurucz for Council Vice-Chair, and Mr. Glueck for Council Secretary. She noted that Mr. Glueck has been a member of the Council for eight years and has twice chaired the Air Quality Planning Committee, and has indicated his availability for this position. Dr. Bedsworth seconded Chairperson Blake's motion, which carried unanimously by acclamation.

Peter Hess, Deputy Air Pollution Control Officer, commended the Council Committees on a fruitful year. Ms. Weiner thanked Chairperson Blake for her leadership.

- 7. Committee Member Comments/Other Business. There were none.
- **8. Time and Place of Next Meeting.** At the Call of the Chair.
- **9. Adjournment.** 9:38 a.m.

James N. Corazza Deputy Clerk of the Boards

# BY - LAWS of the ADVISORY COUNCIL of the BAY AREA AIR QUALITY MANAGEMENT DISTRICT

#### ARTICLE I

Regular meetings of the Advisory Council of the Bay Area Air Quality Management District shall be held on the SECOND Wednesday of September, November, January, March, May and July, except that the Council may, at its September meeting, establish a different date for the November meeting, in recognition of Veteran's Day.

#### ARTICLE II

Special meetings of the Advisory Council of the Bay Area Air Quality Management District shall be on the call of the Chairperson, or upon the request of any five (5) members.

#### **ARTICLE III**

The Chairperson or any five (5) members desiring to call a special meeting of the Advisory Council shall notify the Air Pollution Control Officer, and the Clerk of the Boards in sufficient time to permit the preparation and mailing of notices. The Clerk of the Boards shall mail notice of the meeting to the members at least ten (10) days in advance of the time of the meeting.

#### **ARTICLE IV**

There shall be the following officers of the Advisory Council:

Chairperson: Who shall preside at meetings and shall ordinarily represent the Advisory Council at the meetings of the Board of Directors and shall perform such other functions as may be directed by these By-Laws or by resolution of the Advisory Council. The Chairperson shall be an ex-officio member of all committees.

Vice Chairperson: Who shall act for the Chairperson in his absence, inability to act or at his request.

Secretary: Who shall attest the resolutions and other acts of the Advisory Council, and perform such other duties as may be directed by the Advisory Council.

#### ARTICLE V

Officers shall be elected at the regular meeting in November and shall take office on the 1<sup>st</sup> of January. At each biennium, when the Advisory Council is reappointed pursuant to Health and Safety Code Section 40263, the officers holding office on December 31<sup>st</sup> next preceding shall continue to hold office until successors are elected. Any vacancy in office shall be filled by election at the next succeeding regular meeting.

#### ARTICLE VI

A quorum for meetings of the Advisory Council is a majority of the number of members holding appointments at the time of the meeting. A quorum for committees is a majority of the appointed members of the committee. The Chairperson of the Advisory Council shall count to make a quorum when he attends committee meetings.

#### **ARTICLE VII**

There shall be the following standing committees of the Advisory Council:

EXECUTIVE
AIR QUALITY PLANNING
PUBLIC HEALTH
TECHNICAL

The chairperson shall appoint the members of the standing committees and shall designate one member of each committee as chairperson of the committee. A committee chairperson may appoint the chairperson and members of any subcommittee.

#### ARTICLE VIII

When any ad hoc committee has been created by resolution or motion of the Advisory Council or any matter is referred to committee, the Chairperson shall appoint the committee from the members of the Advisory Council and shall designate one member as chairperson of the ad hoc committee.

#### ARTICLE IX

Whenever practicable, reports of special committees and reports of standing committees, other than routine reports, shall be in writing. A copy of the committee report shall be furnished to the Clerk of the Boards in sufficient time to permit reproduction and mailing to the members of the Advisory Council in advance of the meeting of the Advisory Council, at which time it is to be presented. The Clerk of the Boards shall furnish a copy of all reports to the Air Pollution Control Officer.

#### ARTICLE X

Whenever practicable, reports of the Advisory Council shall be in writing and shall be furnished to the Clerk of the Boards to permit reproduction and submission to the Board of Directors of the Bay Area Air Quality Management District and the Air Pollution Control Officer.

#### **ARTICLE XI**

These By-Laws may be amended by a vote of a majority of the members of the Advisory Council at any meeting, provided notice of such amendment has been given at the preceding Regular Meeting or in the written call for the meeting. The Clerk of the Boards shall mail such notice at least ten (10) days prior to the meeting. These By-Laws may be temporarily suspended by a unanimous vote of the members present at any meetings, a quorum being present.

#### ARTICLE XII

All meetings of the Council and its Standing Committees are to be formally noticed by an Agenda to all Councilpersons, and those requesting notice thereof.

#### **ARTICLE XIII**

Except where in conflict with the Bay Area Air Quality Management District law, the Administrative Code of the Bay Area Air Quality Management District or these By-Laws, the latest edition of Robert's Rules of Order shall govern the conduct of meetings of the Advisory Council.

Adopted January 12, 1994 Amended July 26, 2000

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#### **Advisory Council**

name

123

Managing Division:

Administration

Contact Person:

Mary Ann Goodley/ Mary Romaidis

Program Purpose:

To provide air pollution information as a result of research conducted with staff assistance.

Description of Program:

The Advisory Council advises the Board of Directors on air pollution issues related to the eventual development of air pollution regulations.

#### Justification of Change Request:

Tax was not included last year in calculating the Computer Software and Hardware support for the Scanner. The additional \$353 is the estimated tax for these items.

Priority		Comment	Revenue Source	ලාන්
1	Attend all regular and Committee meetings of the Advisory Council.		GR	3,125
2	Prepare comprehensive, concise summary minutes of each meeting for Advisory Council/Committee approval.		GR	1,250
3	Prepare Advisory Council/Committee agendas and supporting material for duplication and mailout.	<del></del> -	GR	1,250
4	Record and prepare quarterly expense reports for each Council member.		GR	2,083
5	Prepare and maintain Advisory Council/Committee meeting files for each meeting.		GR	1,562
6	Tape record each meeting.		GR	2,083
7	Plan and prepare for Advisory Council luncheons and Committee meetings.		GR .	1,042
8	6 Advisory Council Members to attend AWMA Conference.		GR	2,033
4	Keep Air District web site updated with Advisory Council rosters, agenda packets and approved minutes		GR	1,250
5	Maintain the District's web site as it pertains to Advisory Council agenda packets and approved minutes		GR	1,250
6	Maintain the District's web site as it pertains to the Advisory Council Roster and Committees		GR	1,250
9	Prepare material for annual Advisory Council retreat and attend and take minutes.		GR	1,042
10	Prepare Advisory Council meeting and Committee packets for scanning and scan such matters.		GR	<b>521</b>
11	Maintain attendance record for each Advisory Council member		GR	521
9	Provide assistance to AC Applicant Selection Working Group (compile applications and arrange for candidate interviews)		GR	521

	Advisory Council		123	
	Operating Expenses	FY03-04	FY04-05	FY05-06
-	Services & Supplies:	Actual	Budget	Budget
52100	TRAVEL EXPENSES		\$11,300	\$11,300
52205	Airfare		\$2,100	\$2,100
	6 members @ \$ 350/member (or other conferences as appropriate)		\$2,100	\$2,100
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52210			\$3,840	\$3,840
52210	6 members (AWMA) or other conferences as appropriate @ \$160/day - 4 days = \$3840	:	\$3,840	\$3,840
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52215			\$5,000	\$5,000
52215	6 members (AWMA) (or other conferences as		\$1,500	\$1,500
	appropriate)			
52215	Council meeting refreshments/lunches Council annual retreat meeting expenses		\$3,000	\$3,000
52215	Council annual retreat meeting expenses		\$500	\$500
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52215	Misc (Car, Pkg, tolls, etc)		6360	£2/0
52220	Taxi/Airport Shuttle/other miscellaneous		\$360 \$60	\$360 \$60
	Parking, tolls, phone, mileage, etc.		\$100	\$100
52220	Reimbursement for parking, tolls, etc		\$200	\$200
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	TRAINING & EDUCATION		\$4,320	\$4,320
52305	Conference & Seminary Registration Registration for AWMA(or other conferences as		\$4,320 \$4,320	\$4,320 \$4,320
22303	appropriate) - 6 members		\$4,320	<b>34,</b> 320
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	Tuition, Fees and Books			
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	Advisory Council		123	
	Operating Expenses	FY03-04	FY04-05	FY05-06
	Services & Supplies:	Actual	Budget	Budget
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	REPAIR & MAINTENANCE (EQUIPMENT)		\$4,110	\$4,463
52405	Computer		\$4,110	<b>\$</b> 4,463
	Software Support Hardware Support		\$2,160	\$2,344
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<u> </u>		FY03-04	EV04.05	 
	Operating Expenses Services & Supplies:	Actual	FY04-05	FY05-06
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	PROFESSIONAL SERVICES & CONTRACTS	<u> </u>	\$750	\$750
53305	Professional Services Speaker Fees	-	\$750 \$750	\$750 \$750
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#### 123 05-06FY (2/28/2005 2:49 PM)

Advisory Council		123		
Operating Expenses	FY03-04	FY04-05	FY05-06	
Services & Supplies:	Actual	Budget	Budget	

**Guidance Change Factor** 

Reduction tolerance factor

10.00%

Explain increase in Justification of Change Request (Narrative)

Explain decrease in Justification of Change Request (Narrative)

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		FY03-04 Actual	FY04-05 Approved	FY05-06	FY05-06	FY05-06 Proposed		
		Program	Program	Alloc.	Program	Proposed		Percent
Personnel		Expenditures	Budget	Capital	Budget	Budget	Difference	Change
Number of Positions		p.u	1.15		Jugu		(1.15)	- instruge
Permanent Salaries	51105		\$68,005				(\$68,005)	(100.00%)
Overtime Salaries	51150	•						
Temporary Salaries	51200							
Payroll Taxes	51300		<b>\$</b> 653				(\$653)	(100.00%)
PERS	51400		<b>\$</b> 4,760				(\$4,760)	(100.00%)
FICA Replacement Benefits	51500		\$4,447				(\$4,447)	(100.00%)
Group Insurance	51600		\$9,556				(\$9,556)	(100.00%)
Employee Transportation Subsidy	51700		\$242				(\$242)	(100.00%)
Worker Compensation	51800		\$1,008				(\$1,008)	(100.00%)
Fees	51790						, , ,	•
Prior Year Expenditure	51795							
Sublotal Personnel			\$88,670				(\$88,670)	(100.00%)
Services and Supplies			000,075				(400,0.0)	(100.0010)
Travel Expenses	52200		\$11,300		\$11,300	\$11,300		
Training And Education	52300		\$4,320		\$4,320	\$4,320		
Repair & Maintenance (Equipment)	52400		\$4,110		\$4,463	\$4,463	\$353	8.59%
Communications	52500					, , , ,		
Building Maintenance	52600							
Utilities	52700					·		
Postage	52800							
Printing & Reproduction	52900					[		
Equipment Rental	53100					[	İ	
Rents & Leases	53200							
Professional Services & Contracts	53300		\$750		\$750	\$750		
General Insurance	53400		9750		3,30	4,20		
Shop & Field Supplies	53500				}	l l		
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Laboratory Supplies								
Gasoline & Variable Fuel	53700							
Computer Hardware & Software	53800							
Stationery & Office Supplies	53900					]		
Books & Journals	54100					ļ ļ	İ	
Minor Office Equipment	54200					l Ì	}	
Depreciation & Amortization	55750						<u> </u>	
Subtotal Services and Supplies			\$20,480		\$20,833	\$20,833	<b>\$</b> 353	1.72%
Capital Leases and Capital Outlay			60.070				400 070	(400.000)
Building & Grounds	60105		\$2,976				(\$2,976)	(100.00%)
Office Equip	60110							
Computer & Network Equip	60115		\$10,047				(\$10,047)	(100.00%)
Motorized Equip	60120							
Lab & Monitoring Equip	60125				ļ	]		
Communications Equip	60130							
Subtotal Fixed Assets			\$13,023		i		(\$13,023)	(100.00%)
Allocated Indirect Cost						[		
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**Advisory Council** 

#### Program Activities Eligible for Revenue Sources:

Total Expenditures

Federal Grant & Operating Permit Fees · New & Modified Permits State Subvention Title V Permit Fees CMAQ Funding & Asbestos Fees Miscellaneous Revenue Soil Aeration Fees TFCA Admin Costs and Proj Funding AB 2588 Income \$20,833 General Revenue \* Hearing Board Fees Additional State Subvention Penalties and Settlements \$20,833 Total

\$20,833

\$20,833

\$122,173

(\$101,340)

(82.95%)

PROGRAM:

<sup>\*</sup> General Revenue includes County, Interest, Contractual, and District Service Revenues